



General Assembly

February Session, 2000

***Amendment***

LCO No. 4589

Offered by:

REP. TULISANO, 29<sup>th</sup> Dist.

To: Subst. House Bill No. 5130

File No. 22

Cal. No. 80

***"An Act Concerning Court Operations."***

1 Strike lines 170 to 179, inclusive, in their entirety and substitute the  
2 following in lieu thereof:

3 "(c) A judge of the Supreme Court who has attained the age of  
4 seventy years may continue to deliberate and participate in all matters  
5 concerning the disposition of any case which the judge heard prior to  
6 attaining said age, until such time as the decision in any such case is  
7 officially released. The judge may also participate in the deliberation of  
8 a motion for reconsideration in such case if such motion is filed within  
9 ten days of the official release of such decision. Such motion shall be  
10 heard within ten days of its filing."

11 Strike section 12 in its entirety and substitute the following in lieu  
12 thereof:

13 "Sec. 12. Subsection (h) of section 51-44a of the general statutes, as  
14 amended by section 2 of public act 99-267, is repealed and the  
15 following is substituted in lieu thereof:

16 (h) (1) Judges of all courts, except those courts to which judges are  
17 elected, shall be nominated by the Governor exclusively from the list of  
18 candidates or incumbent judges submitted by the Judicial Selection  
19 Commission. Any candidate or incumbent judge who is nominated  
20 from such list by the Governor to be Chief Justice of the Supreme  
21 Court, and who is appointed Chief Justice by the General Assembly,  
22 shall serve a term of eight years from the date of appointment. The  
23 Governor shall nominate a candidate for a vacancy in a judicial  
24 position within forty-five days of the date he receives the  
25 recommendations of the commission. When considering the  
26 nomination of an incumbent judge for reappointment to the same  
27 court, the Governor may nominate the incumbent judge if the  
28 commission did not deny recommendation for reappointment.  
29 Whenever an incumbent judge is denied recommendation for  
30 reappointment to the same court by the commission or is  
31 recommended by the commission but not nominated by the Governor  
32 for reappointment to the same court, or whenever a vacancy in a  
33 judicial position occurs or is anticipated, the Governor shall choose a  
34 nominee from the list of candidates compiled pursuant to subsection  
35 (f) of this section. (2) Notwithstanding the provisions of subdivision (1)  
36 of this subsection and subsection (f) of this section, the Governor may  
37 nominate an associate judge of the Supreme Court to be Chief Justice  
38 of the Supreme Court without such judge being investigated and  
39 interviewed by the commission and being on the list of qualified  
40 candidates compiled and submitted to the Governor by the  
41 commission. An associate judge of the Supreme Court who has been  
42 nominated by the Governor to be Chief Justice of the Supreme Court in  
43 accordance with this subdivision, and who is appointed Chief Justice  
44 by the General Assembly, shall serve an initial term as Chief Justice  
45 equal to the remainder of such judge's term as an associate judge of the  
46 Supreme Court."